

ALLEN & OVERY

Introducing our Luxembourg office



Why choose Luxembourg?

1st

Largest fund centre in Europe and leading platform for cross-border fund distribution

1st

Largest market share of listed green, social, sustainable and sustainability-linked bonds

1 of only 10


Countries worldwide with a AAA rating

4th

Out of 132 countries in terms of political stability

Top 2

Digital legal framework adapting to digital business models in the world



Why choose Allen & Overy in Luxembourg?

Because we have deep local knowledge
and global reach

Our law firm in Luxembourg was founded in 1990 and merged in 2000 with Allen & Overy in order to become part of one of the most prestigious global law firms. Today, some 200 people, of whom 140 are lawyers, work for one of the largest and international law firms in Luxembourg.

“As a global law firm deeply rooted in Luxembourg, we are strategically placed to advise our clients on all areas of law. Our aim is to stay ahead of legal trends, anticipate business needs and provide clients with innovative solutions.”

Patrick Mischo, Senior Partner, Luxembourg

30th
Anniversary in 2020

Key facts

140

lawyers in Luxembourg

21

nationalities in the office

13

additional jurisdictions
in which our lawyers
are qualified

Because our culture is client-centric

For over 30 years, clients have been at the heart of everything we do. Our clients are central to our strategy, culture and the way in which we deliver our advice. While each client is unique, our standards of excellence are universal. More than legal advisers, we aim to become strategic business partners for our clients. We support them at all stages of their development, and offer them a full range of legal services. All of our teams are top tier, and our individual partners are market-leading. We are one of the few law firms in Luxembourg to be full service, across all practice areas. Our clients face complex opportunities and threats that require high quality and tailored legal advice, quickly. We deliver that through our market-leading Luxembourg practice, seamlessly integrated into a global network of local experts and dedicated industry practice groups. The combination of our international network and sound local knowledge enables us to provide our clients with a consistent and first-rate service. Beyond technical expertise, our clients appreciate our commercially astute approach and the way we find practical solutions to their problems, including access to our pioneering Advanced Delivery & Solutions offering.

Culture and values

Our culture defines us and the values we share inspire the way we work and behave:

1. Instinctively thoughtful

We nurture relationships built on mutual trust, respect and inclusivity

2. Collectively ambitious

We work together to turn opportunity into advantage

3. Insightfully inventive

We stay ahead by combining expert insight and imagination

4. Refreshingly open

We thrive when we are open with each other, with our clients and to new ideas



Our global presence



NORTH AMERICA

Boston
Los Angeles
New York
San Francisco
Silicon Valley
Washington, D.C.

CENTRAL & SOUTH AMERICA

São Paulo

EUROPE

Amsterdam
Antwerp
Belfast
Bratislava
Brussels
Budapest
Dublin
Düsseldorf
Frankfurt
Hamburg
Istanbul
London

Luxembourg
Madrid
Milan
Munich
Paris
Prague
Rome
Warsaw

AFRICA

Casablanca
Johannesburg

MIDDLE EAST

Abu Dhabi
Dubai

ASIA PACIFIC

Bangkok
Beijing
Hanoi
Ho Chi Minh City
Hong Kong
Jakarta*
Perth (plus AD&S office)
Seoul
Shanghai
Singapore
Sydney
Tokyo

*Associated office

“Allen & Overy is
always available,
very practical,
hands-on and
very flexible.”

Chambers and Partners

Because of our legal expertise

Funds & Asset Management

Our strengths:

- Advising on all aspects of structuring, establishing, distributing and marketing, and investing in Luxembourg fund
- Extensive experience across UCITS and AIFs, including real estate, private debt/credit, infrastructure, private equity and venture capital, and impact investing
- Strong track record across all workstreams: at investor level, at manager level, and at fund level

Areas we advise on include:

- Structuring and establishing investment funds as well as sub-funds thereof and fund management companies
- Drafting offering materials and constitutional documentation
- Advising on relevant agreements: custody, administration, investment management / advisory and prime brokerage, etc.
- Negotiations with investors
- Handling closings and MFN processes
- Conducting due diligence in respect of investors' contemplated investments/ participation in funds and negotiating the terms of such investments
- Fund regulatory matters (AIFMD, UCITS V, etc.)
- Fund secondary transactions (including GP-led secondaries)
- Fund financings / equity bridge financings
- Fund and fund management company restructurings, fund re-domiciliations and migrations

Corporate and M&A

Our strengths:

- Frequently labelled best M&A offering in Luxembourg
- Trusted legal advisor to many leading multinational financial institutions, asset management firms and private equity houses, as well as local and international corporations
- Vast experience advising on all kinds of M&A deals, across all sectors and supporting buyers and sellers at all stages of transactions
- Teams comprising experienced negotiators, deal managers and drafts people
- Adept in both domestic and cross-border corporate and M&A projects and transactions

Areas we advise on include:

- Establishment of corporate entities and unregulated investment structures
- Joint venture projects and co-investment transactions
- M&A transactions (share and asset deals), including involving auction processes – from bid preparation and submission to negotiation, financing and close
- Intra-group financing
- Equity listings and stock exchange-related work
- Corporate restructurings/reorganisations
- General company secretarial work
- Corporate litigious work – shareholders' disputes, post-acquisition claims, joint venture disputes and directors' liabilities issues

Tax

Our strengths:

- A full-service tax offering
- Advising leading multinational financial institutions, asset management firms and private equity houses, as well as local and international corporations

Areas we advise on include:

- Banking/finance: tax aspects of bilateral and syndicated loans, leveraged acquisitions and project finance
- Corporate transactions: tax aspects of corporate restructurings and reorganisations, joint ventures, and domestic and cross-border mergers and acquisitions
- Investment funds: tax-efficient fund structuring and establishment
- Capital markets: tax aspects of debt and equity capital markets transactions, derivatives, Islamic finance, securitisations, structured finance and structured retail products
- Indirect tax: VAT cross-border financial planning as well as VAT recovery and refunds, including litigation proceedings
- Real estate: tax structuring of real estate investments and transactions
- Tax regulation and compliance: FATCA/CRS, transfer pricing, ATAD 1, ATAD 2, ATAD 3, OECD BEPS action plan, etc.
- Tax litigation and investigations in respect of both direct and indirect taxes

Banking, Structured Finance and Securitisation

Our strengths:

- Ranked among top legal advisors for both borrowers and lenders
- Representing banks, financiers, funds and asset management firms, owners, lessors, manufacturers, captive finance companies, operators, borrowers, lessees, export credit agencies and governmental and international organisations, with activities across all sectors
- Adept in both domestic and cross-border projects and transactions

Areas we advise on include:

- Asset finance
- Corporate lending
- Leveraged finance
- Real estate finance
- Restructuring and insolvency
- Islamic finance
- Trade, commodities and export finance
- Securitisation: asset-backed transactions involving consumer finance (including credit card receivables), SME loans, auto finance, trade receivables and public sector loans, commercial mortgage-backed securitisations (CMBS), residential mortgage-backed securitisations (RMBS) and covered bonds

International Debt and Equity Capital Markets

Our strengths:

- Advising issuers, underwriters, originators, arrangers, collateral managers and servicers on transactions involving a variety of asset classes and structures
- Covering all areas of the over-the-counter-markets involving the full range of asset classes, including credit derivatives, rates, FX, equities and commodities

Areas we advise on include:

- Debt capital markets: standalone bonds and debt programmes, subordinated and hybrid capital, equity linked instruments, liability management, regulatory capital, private placements, warrants, high yield, Islamic structures, sustainability/green/social bonds and digital bonds registered in a blockchain
- Equity capital markets: initial public offerings (IPOs), rights issues, secondary offerings and private placements, block trades, governance and stock exchange regulations
- High yield: senior, second-lien, mezzanine and PIK debt, bridge-to-bond financings, bank/bond financings, securitisation take-outs, debt buy-backs and restructurings
- Derivatives and structured finance: CLOs, alternative loan “syndications” using repackaging techniques, commodities structures and equity financings with underlying assets in many jurisdictions across the globe

Financial Services Regulatory

Our strengths:

- Vast expertise across banking/finance, asset management and insurance/reinsurance regulatory matters – MiFID, EMIR, CRD/CRR, IFD/IFR, PSD, Solvency II, IDD, etc
- Experienced in advising banks, insurers and asset managers in connection with the development of their activities and products or services in France, Luxembourg, and internationally
- Excellent relationships with relevant local regulatory authorities – the Commission de Surveillance du Secteur Financier (CSSF) and the Commissariat aux Assurances (CAA)

Areas we advise on include:

- Establishment and registration of regulated entities – banks (subsidiaries, branches, etc.), investment firms, e-money and payment institutions, and insurance/reinsurance companies
- Mergers and acquisitions of regulated entities, including sale and purchase of business activities (share and/or asset deals)
- Strategic regulatory advice in respect of the creation of new regulated products or activities
- Designing new retail products and advising on conduct of business rules for marketing and sales
- Establishing and implementing compliance programmes and helping with business re-design processes
- Regulatory consultations – working with clients to effectively represent their views before regulators
- Producing surveys of rules and regulations in multiple jurisdictions and across different financial products and services
- AML and sanctions compliance and enforcement



Employment

Our strengths:

- Full-service employment/labour law offering
- Leader on local and cross-border, advisory and transactional, contentious and non-contentious matters

Areas we advise on include:

- Reorganisations, collective redundancies for economic reasons, employee transfers and outsourcings
- Remuneration policies, employee savings plans, employee shareholding plans/stock options and pensions
- Managing social relations and fostering a constructive climate with the staff representative bodies
- Working conditions, flexible working time arrangements and teleworking
- Discrimination, harassment and professional equality
- Individual working relations (employment contracts, dismissal or termination by mutual agreement, international mobility, health and safety, etc.) with respect to both employees and corporate officers
- Secondments and expatriate agreements
- Immigration
- Individual and collective litigation before civil and administrative courts



IP, Data & Tech

Our strengths:

- Multi-disciplinary capabilities, drawing on our industry knowledge in different sectors – intellectual property, technology and innovation, outsourcing, data protection
- Leader in local and cross-border advisory and transactional work
- Advising on the full range of contentious and non-contentious matters, including investigations from data protection and other competent authorities

Areas we advise on include:

- IP (copyrights, trademarks, patents, domain names, trade secrets, databases and know-how) licensing, protection and enforcement
- Digitalisation
- Cybersecurity
- Regulatory IT infrastructure requirements
- IT outsourcing and cloud computing
- Data protection and privacy
- E-commerce and social media
- E-signature
- Commercial contracts



Real estate

Our strengths:

- Representing developers, real estate funds and asset managers, owners, investors, private and public companies, investment banks and private equity houses in all kinds of major domestic and international real estate projects and transactions
- Covering the full range of real estate advice for retail, office, residential and logistics properties
- Adept in both direct and indirect real estate matters

Areas we advise on include:

- Purchase and sales of real estate property (share and asset deals)
- Joint venture investments and arrangements
- Drafting and negotiating contracts, including (forward-)sales, purchases, leases, long leases, financial leases, management and joint ventures
- Obtaining administrative permits for general and specific development plans and environmental permits
- Procedures for granting trade licences to department stores, supermarkets and retailers in relation to real estate
- Dealing with urban planning issues
- Disputes over issues such as construction, co-ownership and guarantees

Litigation & Investigations

Our strengths:

- Representing and advising companies and individuals in all types of litigation, investigations and enforcement matters, as well as in all civil and commercial, regulatory and criminal proceedings
- Assisting on all types of audits and internal investigations, including in respect of sensitive and contentious matters
- Expertise in high-value, complex and business/reputation critical cases that are frequently cross-border in nature
- In-depth knowledge and expertise of key market sectors and industries, such as financial institutions and asset management

Areas we advise on include:

- Domestic and cross-border litigation
- Banking and finance litigation
- Regulatory investigations and contentious matters involving large organisations, financial institutions and high-profile individuals (top-level managers and senior executives)
- White-collar investigations (tax evasion, market abuse, corruption, money laundering, misleading commercial practices, large frauds and other related offences)
- Financial crime enquiries (AML/CFT, fraud, sanctions)
- Enforcement actions by Luxembourg and EU regulators
- Compliance programmes
- Commercial litigation (contractual and distribution disputes)
- Corporate Litigation (JV disputes, disputes between shareholders, claims for breaches of representations and warranties)
- Follow-on procedures and overlapping proceedings
- Asset-tracing and recovery issues

“The ‘extremely versatile’ team at Allen & Overy Luxembourg successfully balances an understanding of clients’ local concerns with a global perspective, framed as a result of being able to access know how developed across the firm’s vast international network.”

Legal 500

“The firm is praised for its responsiveness, and highly regarded for adopting a ‘very pragmatic approach... They have a perfect network and the service is extremely good’.”

Chambers and Partners





Because of our people

Partners



Patrick Mischo
Office Senior Partner, Tax

Tel +352 44 44 5 5512
patrick.mischo@allenoverly.com



Jean Schaffner
Tax

Tel +352 44 44 5 5613
jean.schaffner@allenoverly.com



Pierre Schleimer
Banking & Finance

Tel +352 44 44 5 5437
pierre.schleimer@allenoverly.com



Andreas Hommel
Banking & Finance

Tel +352 44 44 5 5437
andreas.hommel@allenoverly.com



Frank Mausen
ICM

Tel +352 44 44 5 5434
frank.mausen@allenoverly.com



Paul Péporté
ICM and Insurance

Tel +352 44 44 5 5132
paul.peporte@allenoverly.com



Fabian Beullekens
Corporate and M&A

Tel +352 44 44 5 5169
fabian.beullekens@allenoverly.com



Peter Myners
Corporate and M&A

Tel +352 44 44 5 5215
peter.myners@allenoverly.com



Jacques Graas
Corporate and M&A

Tel +352 44 44 5 5415
jacques.graas@allenoverly.com



Sylvain Cailleau
Corporate and M&A

Tel +352 44 44 5 5416
sylvain.cailleau@allenoverly.com



Jean-Christian Six
Funds & Asset Management

Tel +352 44 44 5 5224
jean-christian.six@allenoverly.com



Yannick Arbaut
Funds & Asset Management

Tel +352 44 44 5 5521
yannick.arbaut@allenoverly.com



Miao Wang
Funds & Asset Management

Tel +352 44 44 5 5521
miao.wang@allenoverly.com



Gilles Dall'Agnol
Employment Law

Tel +352 44 44 5 5174
gilles.dallagnol@allenoverly.com



Catherine Di Lorenzo
IP, Data & Tech

Tel +352 44 44 5 5508
catherine.dilorenzo@allenoverly.com



Thomas Berger
Litigation & Investigations

Tel +352 44 44 5 5202
thomas.berger@allenoverly.com

Of Counsel



Marc Feider
Corporate and M&A

Tel +352 44 44 5 5415
marc.feider@allenoverly.com



André Marc
Employment Law

Tel +352 44 44 5 5507
andre.marc@allenoverly.com



François Guillaume de Liedekerke

Banking & Finance
Tel +352 44 44 5 5152
francoisguillaume.deliedekerke@allenoverly.com



Sandy Mammola
Banking & Finance

Tel +352 44 44 5 5152
sandy.mammola@allenoverly.com



Lukas Vondrich
Banking & Finance

Tel +352 44 44 5 7139
lukas.vondrich@allenoverly.com



Diana Konrad
Banking & Finance

Tel +352 44 44 5 5437
diana.konrad@allenoverly.com



Evelina Palgan
ICM

Tel +352 44 44 5 5434
evelina.palgan@allenoverly.com



Pierre-Henry Maroteaux
ICM

Tel +352 44 44 5 5434
pierre-henry.maroteaux@allenoverly.com



David Van Gaever
ICM

Tel +352 44 44 55 5484
david.vangaever@allenoverly.com



Baptiste Aubry
Head of Financial Services Regulatory

Tel +352 44 44 5 5285
baptiste.aubry@allenoverly.com



Carole Schmidt
Financial Services Regulatory

Tel +352 44 44 5 5257
carole.schmidt@allenoverly.com



Helena Finn
Financial Services Regulatory / Insurance

Tel +352 44 44 5 5285
helena.finn@allenoverly.com



Marc Tkatcheff
Corporate and M&A

Tel +352 44 44 5 5416
marc.tkatcheff@allenoverly.com



Matthieu De Donder
Corporate and M&A

Tel +352 44 44 5 5215
matthieu.dedonder@allenoverly.com



Alann Le Guillou
Corporate and M&A

Tel +352 44 44 5 5612
alann.leguillou@allenoverly.com



Victoria Woestmann
Corporate and M&A

Tel +352 44 44 5 5612
victoria.woestmann@allenoverly.com



Laurent Goyer
Corporate and M&A

Tel +352 44 44 5 5612
laurent.goyer@allenoverly.com



Pol Theisen
Corporate and M&A

Tel +352 44 44 5 5612
pol.theisen@allenoverly.com



Christophe Ernzen
Employment Law

Tel +352 44 44 5 5724
christophe.ernzen@allenoverly.com



Maurice Macchi
Employment Law

Tel +352 44 44 5 5724
maurice.macchi@allenoverly.com



Sophie Balliet
Tax

Tel +352 44 44 5 5613
sophie.balliet@allenoverly.com



Franz Kerger
Tax

Tel +352 44 44 5 5613
franz.kerger@allenoverly.com



Guilhèm Becvort
Tax

Tel +352 44 44 5 5613
guilhèm.becvort@allenoverly.com



Johanna Tschurtschenthaler
Tax

Tel +352 44 44 5 5613
johanna.tschurtschenthaler@allenoverly.com



Joanna Pecenik
Funds & Asset Management

Tel +352 44 44 5 5224
joanna.pecenik@allenoverly.com



Codrina Constantinescu
Funds & Asset Management

Tel +352 44 44 5 5224
codrina.constantinescu@allenoverly.com



Jennifer Rouault
Funds & Asset Management

Tel +352 44 44 5 5224
jennifer.rouault@allenoverly.com



Vittoria Faraone
Funds & Asset Management

Tel +352 44 44 5 5224
vittoria.faraone@allenoverly.com



Lisa Klemann
Funds & Asset Management

Tel +352 44 44 5 5224
lisa.klemann@allenoverly.com



Niels Sauerland
Funds & Asset Management

Tel +352 44 44 5 5224
niels.sauerland@allenoverly.com



Bénédicte Kurth
Head of Knowledge

Tel +352 44 44 5 5437
benedicte.kurth@allenoverly.com



Audrey Scarpa
Head of Risk

Tel +352 44 44 5 5197
audrey.scarpa@allenoverly.com



For more information, please contact:

Luxembourg

Allen & Overy
5 avenue J.F. Kennedy
L-1855 Luxembourg
PO Box 5017
L-1050 Luxembourg

Tel +352 44 44 55 1
Fax +352 44 44 55 222

Global presence

Allen & Overy is an international legal practice with approximately 5,800 people, including some 590 partners, working in more than 40 offices worldwide. A current list of Allen & Overy offices is available at www.allenoverly.com/global_coverage.

Allen & Overy means Allen & Overy LLP and/or its affiliated undertakings. Allen & Overy LLP is a limited liability partnership registered in England and Wales with registered number OC306763. Allen & Overy LLP is authorised and regulated by the Solicitors Regulation Authority of England and Wales.

The term partner is used to refer to a member of Allen & Overy LLP or an employee or consultant with equivalent standing and qualifications or an individual with equivalent status in one of Allen & Overy LLP's affiliated undertakings. A list of the members of Allen & Overy LLP and of the non-members who are designated as partners is open to inspection at our registered office at One Bishops Square, London E1 6AD.